

Appl. No. 10/087,235  
Amendment/Response in Reply  
To Office Action dated 12/30/03

### **REMARKS/DISCUSSION OF ISSUES**

Claims 1-35 are presently pending in the captioned application. Claims 1-30 are subject of a requirement of restriction.

Applicants respectfully requests approval of the drawings previously filed, including the proposed drawing changes filed July 23, 2002.

#### **Election**

In view of the restriction requirement and attendant requirement for election set forth in the Office Action, in order to respond under 37 C.F.R. § 1.111, Applicants provisionally elect Group I, claims 1-13 and 24-30, drawn to a process and an apparatus. The undersigned notes that claim 24 has been classified by the Office Action in Group II drawn to an optical device. However, claim 24 is drawn to an apparatus. As such, the Office Action appears to be in error. If the Office Action is not in error, the Examiner is respectfully requested to contact the undersigned attorney so any modifications to this Response may be made.

Applicants note that the Office Action states at page 2, item 2., that "...the product can be made by electro-deposition via immersion without rotation and by a materially different apparatus and without a rotating means." Applicants note that the present election is made in an effort to expedite examination of the present application. Applicants' election is in no way concession as to this statement in the Office Action.

#### **Conclusion**

In view of the foregoing, applicant respectfully requests withdrawal of the above noted rejection of record, the allowance of all pending claims, and the holding of this application in condition for allowance. If any points remain of issue that may best be resolved through a personal or telephonic interview, the

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Examiner is respectfully requested to contact the undersigned at the telephone number listed below.

Except as otherwise stated in the above noted Remarks, Applicant notes that each of the amendments have been made to place the claims in better form for U.S. practice, not to distinguish the claims from prior art references, otherwise narrow the scope of previously pending claims or comply with other statutory requirements.

If necessary, the Commissioner is hereby authorized in this, concurrent, and further replies to charge payment or credit any overpayment to Deposit Account Number 50-0238 for any required fees including, but not limited to, any fees required under 37 C.F.R. §1.16 or under 37 C.F.R. §1.17.

In the event that there are any outstanding matters remaining in the present application, the Examiner is invited to contact William S. Francos, Esq. (Reg. No. 38,456) at (610) 375-3513 to discuss these matters.

Respectfully submitted on behalf of:  
Corning Incorporated

  
by: William S. Francos (Reg. No. 38,456)

January 30, 2004  
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